



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

P.O. BOX 25201, RALEIGH, NC 27611-5201

CERTIFICATION OF RULEMAKING

Certifying Agency: Department of Transportation					
Action:	<input checked="" type="checkbox"/>	Adoption	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Repeal
Statutory Authority: 20-121, 20-116 (h), 20-115.1 (b), 136-18 (5).					
Public Hearing Not Required For This Action Under: GS 150A-1, 20-1.					
Rule Summary: Trucks Prohibited Route.					
Circumstances Requiring Rule Adoption, Repeal: Necessary for public safety and welfare.					
Effective Date: September 07, 2011					

September 07, 2011

DATE



OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE

Trucks Prohibited Route

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 136-18 (5), 20-116 (h), 20-115.1 (b), 20-121.

COUNTY SWAIN

DIVISION 14

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
SWAIN	1063298	US 129	No truck tractors with trailers longer than 30 feet between the Graham County Line and the Tennessee State line.

RESCIND THE FOLLOWING

County	Ordinance Number	Route	Description
SWAIN	1058579	US 129	No through truck tractors with trailers longer than 30 feet, and no truck tractors with trailers longer than 48 feet, north of the Cheoah Dam between the Graham County line and the Tennessee state line.

COUNTY TRANSYLVANIA

DIVISION 14

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
TRANSYLVANIA	1063312	US 276	No through truck tractors with trailers longer than 30 feet, and no truck tractors with trailers longer than 30 feet, between US 64/NC 280 and the Haywood County line.

RESCIND THE FOLLOWING

County	Ordinance Number	Route	Description
TRANSYLVANIA	1058526	US 276	No through truck tractors with trailers longer than 30 feet, and no truck tractors with trailers longer than 48 feet, between US 64/NC 280 and the Haywood County line.

The foregoing Highway Traffic Ordinances are hereby adopted in accordance with the General Statutes of North Carolina (20-121, 20-116 (h), 20-115.1 (b), 136-18 (5)).

All the actions to the Highway Traffic Ordinances herein adopted are effective September 07, 2011 and are identified as follows:

ORDINANCE TYPE	ADOPT	REPEAL
Trucks Prohibited Route	2	2
Total	2	2

The Division Engineer for each affected Division shall cause to be erected appropriate signs indicating the action of the State Traffic Engineer and these ordinances shall be in full force and effect from and after the erection of such signs.

September 07, 2011
DATE


OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE
GOVERNOR

EUGENE A. CONTI, JR.
SECRETARY

September 20, 2011

Honorable Representative Phillip Dean Frye
Honorable Representative P. Grey Mills, Jr.
Honorable Senator William Peter Rabon
Co-Chairs, Joint Legislative Transportation Oversight Committee
North Carolina General Assembly
Legislative Building
16 West Jones Street
Raleigh, North Carolina 27601

Subject: Truck Restrictions on the State Highway System

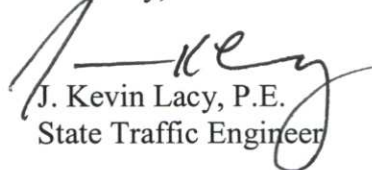
Dear Gentlemen:

This is to notify you of truck restrictions being placed on the State highway system in accordance with general statute §20-151.1(b). The following routes are being restricted due to an insufficient capacity to safely accommodate certain vehicle combinations:

- All of US 129 in Swain County
- Part of US 276 in Transylvania County

These restrictions are for truck tractors with trailers longer than 30 feet. A copy of the ordinance package is attached for your reference. Please contact me at 919-773-2800 if you have any questions or need additional information.

Sincerely,


J. Kevin Lacy, P.E.
State Traffic Engineer

Attachment

JKL/lna

cc: Eugene A. Conti, Jr., Secretary of Transportation
Beau Memory, Legislative Liaison

Honorable Representative Phillip Dean Frye
Honorable Representative P. Grey Mills, Jr.
Honorable Senator William Peter Rabon
September 20, 2011
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bcc: Terry R. Gibson, P.E., State Highway Administrator
Jon G. Nance, P.E., Chief Engineer – Operations
J. B. Setzer, P.E. Division Engineer – Highway Division 14